Serial No. 09/8989,519 Docket No.: DP300393

## **REMARKS**

Claim 1-15, 17-31, 33-34, 36-38, and 40-42 are pending in this application.

## **DOUBLE PATENTING REJECTION OVER '110 PATENT**

The Office has rejected claims 1-15, 17-31, 33-34, 36-38, and 40-42 under the judicially created doctrine of obviousness type double patenting as being unpatentable over claims 1-28 of U.S. Patent No. 6,586,110 in view of Applicant's disclosure of the prior art. Applicant respectfully traverses the rejection for the reasons of record.

However, in an effort *solely* to expedite prosecution, Applicant has filed the accompanying Terminal Disclaimer over this patent. Accordingly, Applicant requests withdrawal of this ground of rejection.

## DOUBLE PATENTING REJECTION OVER SERIAL NO. '762

The Office has provisionally rejected the pending claims under the judicially created doctrine of obviousness type double patenting over claims 1-39 of copending application no. 09/900,762 in view of Applicant's disclosed prior art. Again, Applicant respectfully traverses this rejection for the reasons of record.

Again, in an effort *solely* to expedite prosecution, Applicant has filed the accompanying Terminal Disclaimer over this patent application. Accordingly, Applicant requests withdrawal of this ground of rejection.

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**DOUBLE PATENTING REJECTION OVER SERIAL NO. '320** 

The Office has provisional rejected the pending claims under the judicially created

doctrine of obviousness type double patenting over claim 1-38 of copending application no.

09/899,320 in view of applicant's disclosure of the prior art. Applicant respectfully traverses this

rejection as this Application has been abandoned. Accordingly, Applicant respectfully requests

withdrawal of this ground of rejection.

The Office is notified that a divisional application of abandoned Application Serial No.

09/899,320 has been filed on May 12, 2004, and was given the serial no. 10/843,770.

**CONCLUSION** 

For the above reasons, as well as those of record regarding the inappropriateness of the

double patenting rejections, Applicant respectfully requests withdrawal of the pending grounds

of rejection and allowance of the pending claims.

If there is any fee due in connection with the filing of this Request, including a fee for

any extension of time not accounted for above, please charge the fee to our Deposit Account No.

50-0843.

Respectfully Submitted,

KENNETH E. HORTON

Reg. No. 39,481

Date: August 4, 2004